©
Government of Kerala
1977

Reg. No. KL/TV/12

KERALA GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Monday, 21st February 1977 / 2nd Phalguna 1898 [No. 115

GOVERNMENT OF KERALA

Public Works (E) Department

NOTIFICATION

No. 67643/E2/76/PW. *Dated, Trivandrum, 21st February 1977*

S. R. O. No. 167/77.—In exercise of the powers conferred by sub-section (1) of section 25 of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965), the Government of Kerala hereby exempt, in public interest, the buildings constructed by the licensees and lessees of the Cochin Port Trust on lands belonging to the said Trust within the State from all the provisions of the said Act.

By order of the Governor,

T. V. SWAMINATHAN,

Special Secretary to Government.

33/511/MC.

Explanatory Note

(This does not form part of the notification but is intended to indicate its general purport).

In notification No. 43760/E2/75/PW dated 14-10-1975 (S. R. O. No. 923/75) the buildings owned by the Cochin Port Trust within the State were exempted from all the provisions of the Kerala Buildings (Lease and Rent Control) Act, 1965 (2 of 1965). Now it is pointed out that the buildings constructed by the licensees and lessees on the lands belonging to the Cochin Port Trust do not come under the purview of the said notification. In order to ensure that such buildings are utilised exclusively for their business which bears some real and tangible relation to the Port's work, it is necessary to exempt the buildings from the purview of the provisions of the Act. This notification is to serve that purpose.

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TRIVANDRUM, 1977.

Government of Kerala
1977

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KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Monday, 21st February 1977 / 2nd Phalguna 1898 [No. 116

GOVERNMENT OF KERALA

Law (Legislation-B) Department

NOTIFICATION

No. 2117-Leg. (B1)/77/Law. *Dated, Trivandrum, 21st February 1977/ 2nd Phalguna, 1898.*

The following Ordinance promulgated by the Governor on the 19th day of February, 1977 is hereby published for general information.

By order of the Governor,

K. Viswanathan Nair,

Additional Law Secretary.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1977.

ORDINANCE No. 3 OF 1977

THE KERALA LAND DEVELOPMENT CORPORATION LIMITED (SPECIAL POWERS) AMENDMENT ORDINANCE, 1977

Promulgated by the Governor of Kerala in the Twenty-eighth Year of the Republic of India.

AN

ORDINANCE

to amend the Kerala Land Development Corporation Limited (Special Powers) Act, 1974.

Preamble.—WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Kerala Land Development Corporation Limited (Special Powers) Amendment Ordinance, 1977.

(2) It shall come into force at once.

2. *Act* 5 *of* 1974 *to be temporarily amended.*—During the period of operation of this Ordinance, the Kerala Land Development Corporation Limited (Special Powers) Act, 1974 (5 of 1974) (hereinafter referred to as the principal Act), shall have effect subject to the amendments specified in sections 3 to 9.

3. *Amendment of section* 2.—In section 2 of the principal Act,—

(i) clause (a) shall be re-lettered as clause (aa), and before clause (aa) as so re-lettered, the following clause shall be inserted, namely:—

"(a) 'appellate authority' means an officer, not below the rank of Deputy Collector, appointed by the Government to be an appellate authority for the purposes of this Act;";

(ii) for clause (c), the following clause shall be substituted, namely:—

"(c) 'Inquiring Officer' means an officer appointed as such by the Corporation or by the Government or by an officer authorised by the Government in this behalf;".

4. *Amendment of section* 3.—In section 3 of the principal Act,—

(i) in sub-section (1), clause (c) shall be omitted;

(ii) in sub-section (2), for the words "the Corporation shall appoint an officer called the Inquiring Officer", the words "the Corporation or the

Government or an officer authorised by the Government in this behalf shall appoint an Inquiring Officer" shall be substituted.

5. *Amendment of section* 5.—In section 5 of the principal Act,—

(a) in sub-section (2),—

(i) in the opening paragraph, for the words "in a newspaper which, in the opinion of the Corporation, has the widest circulation in the locality", the words "in two or more newspapers having wide circulation in the locality as may be determined by the Corporation" shall be substituted;

(ii) in clause (b), the words "or within such further period not exceeding fifteen days as such officer may for sufficient reasons allow" shall be inserted at the end;

(b) sub-section (3) shall be omitted.

6. *Amendment of section* 14.—In section 14 of the principal Act,—

(a) in sub-section (1),—

(i) for clause (c), the following clause shall be substituted, namely:—

"(c) the principles of apportionment of the cost of such works;";

(ii) for clause (h), the following clause shall be substituted, namely:—

"(h) restrictions, if any, on the rights of the owners as regards the use of any such work; and";

(b) in sub-section (3), for the word "statement", the words "relevant extracts from the statement" shall be substituted;

(c) after sub-section (3), the following sub-section shall be inserted, namely:—

"(4) Any person aggrieved by any entry in the statement prepared under sub-section (1) may file his objection to the Corporation within fifteen days of the service of the extracts under sub-section (3), and the Corporation shall, after giving such person an opportunity of being heard, decide the objection.".

7. *Insertion of new sections 14A and 14B.*—After section 14 of the principal Act, the following sections shall be inserted, namely:—

"14A. *Interim payment of cost.*—(1) Every owner benefited by any work under a scheme shall, on demand by the Corporation at any time after his land has been made fit for enjoying the benefit and before the publication of the statement under sub-section (2) of section 14, be liable to pay the estimated cost of such work, in such manner and in such number of instalments as may be specified by the Corporation.

(2) Any amount paid under sub-section (1) shall be adjusted towards the cost payable by him under section 10.

14B. *Additional liability to be apportioned among owners.*—(1) If as a result of any modification in appeal or otherwise of the statement prepared under sub-section (1) of section 14, the cost of the works under a scheme exceeds the cost specified in the statement prepared under that sub-section, the Corporation may apportion the difference among the owners of the lands benefited by the scheme in the same proportion in which the cost has been apportioned among them.

(2) The provisions of this Act shall, so far as may be, apply in relation to the amount payable under sub-section (1) as they apply in relation to the cost specified in the statement prepared under sub-section (1) of section 14.".

8. *Amendment of section 16.*—In section 16 of the principal Act,—

(a) for sub-section (1), the following sub-sections shall be substituted, namely:—

"(1) Any owner or other person liable under section 10 to pay the cost or part of the cost of any work or to pay any amount by way of contribution, who objects to such liability, or any owner or other person who is aggrieved by any decision of the Corporation under sub-section (4) of section 14 or under sub-section (3) of section 15, may, within such time as may be prescribed, appeal to the appellate authority.

(1A) On receipt of an appeal under sub-section (1), the appellate authority shall, after giving the appellant and the Corporation a reasonable opportunity of being heard either in person or by a representative, pass such order on the appeal as it deems fit.";

(b) in sub-section (2), for the words "Subordinate Judge", the words "appellate authority" shall be substituted;

(c) sub-section (3) shall be omitted.

9. *Insertion of new sections 21A and 21B.*—After section 21 of the principal Act, the following sections shall be inserted, namely:—

"21A. *Delegation of powers and functions of Corporation.*—The Corporation may delegate any of its powers and functions under this Act to the Managing Director of the Corporation or to any Committee of Directors of the Corporation consisting of two or more such Directors.

21B. *Execution of agreement for certain purposes.*—Nothing contained in this Act shall be deemed to prevent any person from entering into an agreement with the Corporation regarding payment of the cost in advance, the mode and manner of payment of the cost and interest thereon and such other matters connected therewith, and where such an agreement is executed, the matters specified therein shall be regulated in accordance with the provisions of such agreement.".

N. N. WANCHOO,
GOVERNOR.

Government of Kerala
1977

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Monday, 21st February 1977 / 2nd Phalguna 1898 [No. 117

GOVERNMENT OF KERALA

Revenue (R) Department

NOTIFICATION

G. O. (P) 253/77/RD. *Dated, Trivandrum, 15th February 1977.*

KANNAN DEVAN HILLS (RESERVATION AND ASSIGNMENT OF VESTED LANDS) RULES, 1977

S. R. O. No. 168/77.—In exercise of the powers conferred by section 19 of the Kannan Devan Hills (Resumption of lands) Act 1971, the Government of Kerala hereby make the following Rules, namely:—

RULES

1. *Short title.*—These rules may be called the Kannan Devan Hills (Reservation and Assignment of Vested Lands) Rules, 1977.

2. *Definitions.*—In these rules, unless the context otherwise requires:—

(a) "Act" means the Kannan Devan Hills (Resumption of Lands) Act, 1971 (5 of 1971);

(b) "alienation" includes sale, gift, bequest under a will mortgage, hypothecation and lease;

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(c) "assignee" means a person to whom any land is assigned under these rules and includes his heirs or successors-in-interest;

(d) "assigning authority" means the Government, and where the power of assignment is delegated to the Collector under sub-section (2) of section 9, such Collector;

(e) "assignment" means transfer of land by way of registry;

(f) "family" means a person, his wife or her husband, their children living with or dependent on them and also the parents who are solely dependent on such person;

(g) "Scheduled Castes and Scheduled Tribes" means the Scheduled Castes and Scheduled Tribes referred to in clauses (24) and (25) of article 366 of the Constitution of India and shall include converts to other religions from Scheduled Castes;

(h) "Section" means a section of the Act;

(i) "Tahsildar" means a Tahsildar in charge of a Taluk and includes a Special Tahsildar appointed specially for the purposes of these rules;

(j) "Village Officer" includes Village Assistant.

3. *Reservation of land.*—Government may, by notification in the Gazette, reserve such extent of land, as in their opinion may be necessary for the purposes specified in section 9, and the remaining lands shall be assigned on registry in accordance with these rules.

4. *Purpose for which lands may be assigned.*—Lands available for assignment shall be assigned on registry to agriculturists and agricultural labourers for purposes of personal cultivation or for house-sites or for both or for cultivation on co-operative basis wherever such cultivation is possible in accordance with the provisions hereinafter contained.

5. *Maximum limit that may be assigned.*—

(1) The extent of land that may be assigned to a person under these rules shall not ordinarily exceed one hectare.

(2) Only one member of a family shall be eligible for assignment of land under these rules.

6. *Eligibility for assignment.*—No person who owns or holds either in proprietory right or with security of tenure more than 10 cents (4.05 ares) in extent of land and whose annual family income exceeds Rs. 3,000 shall be eligible for assignment of any land under these rules.

7. *Order of preference.*—(1) Out of the land available for assignment, 25% shall be reserved for assignment to the Scheduled Castes and Scheduled Tribes and 10% shall be reserved for assignment to Ex-Servicemen.

(2) In assigning the remaining extent of land, the following order of preference shall, as far as practicable, be observed namely:—

(a) First preference shall be given to persons who ordinarily reside in the village where the land proposed to be assigned is situated,

(b) Second preference shall be given to persons who ordinarily reside in villages adjacent to the village in which the land is situated,

(c) Third preference shall be given to persons who ordinarily reside in the Taluk in which the land is situated,

(d) The remaining extent, if any, shall be assigned to the applicants from the other Taluks of Idukki District or other Districts.

Note:—In the case of assignment under clause (d), the number of applicants to be selected from each taluk shall, as far as possible, be according to the proportionate population of each taluk to the district population.

8. *Lands assigned to be heritable, but not alienable except in certain cases.*—(1) Lands assigned under these rules shall be heritable but shall not, except as provided in sub-rules (2) and (3) be alienable for a period of 12 years from the date of assignment.

(2) The assignee may mortgage such lands to the Government, Co-operative institutions, the Tea Board, the Coffee Board, the Rubber Board, the Cardamom Board or other financing institutions recognised by the Government in this behalf, as security for obtaining loans for agricultural or land improvement purposes or for construction of houses under any of the housing schemes sponsored by the Government or Housing Board.

(3) The Government, Co-operative institutions, the Tea Board, the Coffee Board, the Rubber Board, the Cardamom Board or other financing institutions referred to in sub-rule (2) may alienate the lands mortgaged to them or it as security for loans in satisfaction of the terms and conditions of the loan.

9. *Assignee to reside in, or personally cultivate land.*—The assignee or a member of his family or his successor-in-interest shall reside in the land if it is assigned as house site or shall personally

cultivate the same if it is assigned for cultivation, and such residence or cultivation, as the case may be, shall commence effectively within a period of six months from the date of receipt of patta:

Provided that, in special circumstances, the assigning authority may, for reasons to be recorded in writing, exempt any assignee from personal cultivation of the land for periods to be specified.

10. *Preparation of list of assignable lands and application for assignment.*—(1) Before assigning lands under these rules, the assigning authority shall cause to be prepared a list of the lands or, if that is not possible, a tentative list of the lands available for assignment specifying, as far as may be, the extent and location of each land.

(2) The list prepared under sub-rule (1) shall be published under a notification in Form No. 1 inviting applications for assignment from eligible persons:—

(a) in the offices of all District Collectors and Taluk Tahsildars; and

(b) in not less than three Malayalam daily newspapers.

(3) Any person who wishes to apply for assignment of any land specified in the list published under sub-rule (2) shall apply to the assigning authority within the time specified in the notification referred to in that sub-rule.

(4) Application for assignment of land by persons who are not members of the Scheduled Castes or the Scheduled Tribes shall be made in Form No. 2 and applications by members of the Scheduled Castes and the Scheduled Tribes shall be in Form No. 3.

(5) Each application shall bear court fee stamp of the value of two rupees and shall be accompanied by a certificate from the Village Officer of the Village in which the applicant resides specifying the extent of land the applicant owns or holds in proprietory right or with security of tenure, either severally or jointly with the members of his family, and the annual family income of the applicant; provided that applicants belonging to the Scheduled Castes and the Scheduled Tribes shall be exempted from affixing court fee stamps on their applications.

11. *Enquiry into claims and objections.*—(1) Immediately after the publication of the notification under sub-rule (2) of rule 10, the Tahsildar of the taluk in which the land is situate shall publish a notice in Form No. 4 under his signature inviting claims or objections in writing from interested persons to the assignment of the land.

(2) The notice shall give a minimum of seven days' time from the date of its publication for preferring claims or objections and shall be published by affixture on the notice boards of the Village Offices concerned and the Taluk Office and on the notice board of any other public office which the Tahsildar considers necessary for giving publicity:

Provided that failure to publish the notice on the notice board of any public office other than the taluk and village offices shall not vitiate the proceedings.

(3) In cases where claims or objections have been preferred, the Tahsildar shall duly enquire into them and submit them to the assigning authority with his report for its decision.

(4) The fact of the disposal of the claims or objections together with the reasons for such disposal shall be communicated to the person who has preferred the claim or objection.

(5) Where in respect of any land there is any claim or objection, the assignment of such land shall be made only after disposal of such claim or objection.

(6) If no claims or objections are preferred the land shall be assigned to the applicants selected under rule 11.

12. *Procedure for assignment.*—(1) After the date specified in the notification under sub-rule (2) of rule 10, the assigning authority shall scrutinise the applications received before that date and prepare a list of eligible applicants under each category specified in rule 7.

(2) The assigning authority shall select all the eligible persons for assignment of land, if the total extent of land readily available for assignment is equal to or more than the area covered by the applications, and if the land available is less than the required extent, the selection of the required number of persons under each of the categories shall subject to the provisions of sub-rule (6) be made by drawing lots separately for each category.

(3) The applications remaining under each category after a draw shall be kept pending and when further lands become available, selection by drawing lots shall be repeated until all the lands available for assignment are disposed of.

(4) The particular plots to be ear-marked for assignment to each selected applicant shall be decided by drawing lots of all the applicants selected.

(5) The date, time and place of the draw shall be notified by the assigning authority by publishing a notice in the office of the Collector and the concerned Taluk Office and the results of the draw shall be openly declared at the place where the draw is conducted, and the selection so made shall be final.

(6) The drawing of lots for selection of applicants and plots shall be conducted by the Committee constituted by the Government under rule 25.

13. *Form of order of assignment.*—The order of assignment shall be issued by the assigning authority in Form No. 5.

14. *Land value to be paid.*—The assignee shall be liable to pay the value of land at the following rates:

(i) Dry land & Wet land—Rs. 200 (Two hundred rupees only) per acre/40.47 ares.

(ii) Grass lands including waste lands—Rs. 40 (Forty rupees only) per acre/40.47 ares.

(2) The Tahsildar within whose jurisdiction the land assigned is situated may, allow the payment of value of the land in half yearly instalments not exceeding four in number. In such cases, patta for the land shall be issued only after the entire amount is paid by the assignee.

15. *Survey and demarcation charges.*—(1) The assignee shall also be liable to pay survey and demarcation charges at the rate of twenty-five rupees per hectare:

Provided that—(i) the survey and demarcation charges to be realised from the members of the Scheduled Castes shall be twelve rupees and fifty paise per hectare; and

(ii) the members of the Scheduled Tribes shall not be liable to pay any survey and demarcation charges.

(2) No assignee (other than an assignee who is a member of a Scheduled Tribe) shall be put in possession of the land assigned to him unless he has paid the survey and demarcation charges payable under sub-rule (1).

16. *Issue of Patta.*—On realisation of the land value, survey and demarcation charges the Tahsildar shall issue a patta in Form No. 6.

17. *Liability of assignee to pay land revenue, taxes and rates.*—(1) The assignee shall be liable to pay any tax, cess, local rates or fee levied under any law for the time being in force on the land assigned to him.

(2) The liability for basic tax on the land assigned shall arise with effect from the beginning of the financial year in which the patta is issued.

18. *Tree value to be paid by the assignee.*—The full proprietory right over all trees standing at the time of assignment, and over the reserved trees whether standing at the time of assignment or coming into existence subsequently, in the assigned area shall vest in the Government. But the assignee may purchase such trees on payment of value at the prevailing seigniorage rates failing which they may be disposed of by the Collector after due publicity.

Explanation.—"Reserved trees" means the trees specified in the Schedule to the Patta in Form No. 6.

19. *Maintenance of records of trees.*—The details of the trees in the assigned area shall be maintained by the concerned Village Officer. On points of doubt regarding species, girth etc., of the standing trees, the Forest Department may be consulted. The Tahsildar and the Revenue Divisional Officer within whose jurisdiction the areas assigned situate shall ensure that correct and up-to-date register is maintained in this behalf.

20. *Trees not purchased by assignees.*—No assignee shall cut, remove or cause in any way destruction to the standing trees not purchased by him.

21. *Cancellation of assignment.*—(1) The assignment shall be liable to be cancelled for contravention of any of the provisions of these rules or if it is found that it was inequitable or was made under a mistake of fact or owing to misrepresentation of facts or in excess of the limits specified in these rules or that there was gross irregularity in the procedure for assignment.

(2) In the event of the cancellation of the assignment the assignee shall not be entitled to compensation for improvements he might have made on the land.

(3) The authority competent to order cancellation of assignment shall be the assigning authority.

(4) No assignment shall be cancelled without giving the party or parties affected thereby a reasonable opportunity of being heard.

22. *Appeal.*—(1) An appeal shall lie to the Government against an order passed by the Collector under these rules.

(2) Appeals shall be preferred within thirty days from the date of receipt of the order sought to be appealed against, by the aggrieved party:

Provided that Government may admit an appeal presented after the expiry of the said period of thirty days if they are satisfied that the appellant was prevented by sufficient cause from presenting the appeal in time.

(3) No appeal shall be admitted unless it is stamped with court fee stamp of the value of two rupees and is accompanied by the original order appealed against or a certified copy thereof.

(4) The Government may, by order, confirm, vary or cancel the order appealed against and such order of the Government shall be final.

(5) No order interfering with the original order shall be made in appeal without giving the party or parties interested therein a reasonable opportunity of being heard.

23. *Maintenance of registers and periodical check up of assigned lands.*—(1) The Tahsildar shall maintain a register showing the lands within his jurisdiction which have been assigned under these rules, with particulars of the assignees.

(2) The Tahsildar shall also conduct a periodical check up of the assigned lands to ensure that the conditions of the assignment are not violated.

24. *Amounts due to Government to be recoverable under Revenue Recovery Act.*—All amounts due to the Government under these rules shall, in case of default, be recoverable under the Revenue Recovery Act for the time being in force as if they are arrears of public revenue due on land.

25. *Constitution of Land Assignment Committee.*—Government shall constitute a Land Assignment Committee for the purposes specified in sub-rule (6) of rule 12 consisting of a Chairman, who shall be the Collector of the Idukki District or other officer specified by Government and four other non-official members to be nominated by the Government.

By order of the Governor,

S. PADMAKUMAR,
Special Secretary.

FORM No. 1

NOTIFICATION

[*See* rule 10 (2)]

Under rule 9 of the Kannan Devan Hills (Reservation and Asssignment of Vested Lands) Rules, 1977, it is notified for the information of the public that the lands specified in the Schedule below are proposed to be assigned to persons who own not more than 10 cents (4.05 ares) in extent of lands either in proprietory right or with security of tenure and whose annual family income is not more than Rs. 3,000 in accordance with the said rules.

Applications are called for from eligible persons for assignment of land to reach the undersigned before.. The forms of application are available in all Collectorates and Land Board.

SCHEDULE

Name of District	*Taluk*	*Village*	*Approximate Extent*
(1)	(2)	(3)	(4)

Assigning Authority.

33/514/MC.

FORM No. 2

APPLICATION FOR ASSIGNMENT OF LANDS UNDER KANNAN DEVAN HILLS (RESERVATION AND ASSIGNMENT OF VESTED LANDS) RULES, 1977

[*See* Rule **10** (4)]

1. Name of applicant

   (a) Age:

   (b) Father's or Husband's name:

   (c) District:

   (d) Taluk:

   (e) Village:

   (f) Postal address:

2. Total extent of land including Government land held by the applicant and members of his family either in proprietory right or with security of tenure:

Note:—Family includes a person, his wife or her husband, their children living with or dependent on them and also the parents solely dependent on them.

3. Occupation:

4. Whether he has applied for assignment of Government lands previously? If so. furnish details:

5. Whether applicant is willing to reside in and cultivate the area permanently?

5. Whether applicant is willing to reside in become a member of the Co-operative Society which will undertake farming operation on the land applied for:

DECLARATION

I do hereby declare that the details furnished above are correct and that I or members of my family do not own any land either in proprietory right or with security of tenure except as shown above and that my annual family income from all sources is Rs..............

I also declare that I have not applied for assignment of land in any other district.

Place:

Date: Signature of the applicant.

VERIFICATION CERTIFICATE OF THE VILLAGE OFFICER

Certified that the annual income of the applicant is Rs................

Certified that the applicant and members of his family do not own any land/own/hold in proprietory right/with security of tenure the following lands:

Name of person by whom owned or held	Sy. No. and extent of the land.

Place:

Date:

Village Officer

FORM No. 3

APPLICATION FOR ASSIGNMENT OF LANDS UNDER KANNAN DEVAN HILLS (RESERVATION AND ASSIGNMENT OF VESTED LANDS) RULES, 1977

(Scheduled Castes or Scheduled Tribes)

[*See* Rule 10 (4)]

1. Name of applicant
   - (a) Age:
   - (b) Father's or Husband's name:
   - (c) District:
   - (d) Taluk:
   - (e) Village:
   - (f) Postal address:
   - (g) Whether Scheduled Caste or Tribe? Specify the name of caste or tribe:
2. Total extent of land including Government lands held by the applicant and members of his family either in proprietory right or with security of tenure:
3. Annual income of the applicant and family from all sources:

Note:—Family includes a person, his wife or her husband, their children living with or dependent on them and also the parents solely dependent on them.

4. Occupation:
5. Whether he has applied for assignment of Government lands previously? If so, furnish details:
6. Whether applicant is willing to reside in and cultivate the area permanently?
7. Whether the applicant is willing to become a member of the Co-operative Society which will undertake farming operations on the land applied for?

DECLARATION

I do hereby declare that the details furnished above are correct and that I or members of my family do not own any land either in proprietory right or with security of tenure except as shown above and that my annual family income from all sources is Rs...............

I also declare that I have not applied for assignment of land in any other district.

Place: Signature of the applicant.

Date:

VERIFICATION CERTIFICATE OF THE VILLAGE OFFICER

Certified that the annual income of the applicant is Rs............... and that the applicant belongs to.................................community.

Certified that the applicant and members of his family do not own any land/own/hold in proprietory right/with security of tenure the following lands:

Name of person by whom owned or held	Sy. No. and extent of the land.

Place:

Date: Village Officer.

FORM No. 4

NOTICE

[*See* Rule 11 (1)]

Whereas it is proposed to assign on registry acres (Hectares) ....cents (Ares) of.................lands comprised in survey No...............of.......................Village in ....Taluk, notice is hereby given that all persons who may have any objection to the registry of the land or may have any claims to the land should prefer the same in writing to the undersigned within 7 days.

Station:

Date: Tahsildar.

FORM No 5

ORDER OF ASSIGNMENT ON REGISTRY

(*See* Rule 13)

Shri/Smt......................of..............Village is informed that his/her application for the land/lands described in the schedule appended to this order has been accepted and that the above land/lands is/are assigned to him/her on registry subject to the following conditions:

(1) that the land, lands granted on registry shall be heritable but it shall not be alienated otherwise than as provided in sub-rules (2) and (3) of rule 8 for a period of 12 years from the date of assignment;

(2) that the assignee or any member of his/her family or successor-in-interest shall reside in/cultivate the land and such residence/cultivation shall commence effectively within a period of six months from the date of assignment;

(3) that the registry shall be liable to be cancelled for contravention of conditions (1) and (2) above and also of the conditions specified in the patta;

(4) that the registry shall also be liable for cancellation if it be found that it was grossly inequitable or was made under a mistake of facts or owing to misrepresentation of facts or in excess of the limits specified in or that there was an irregularity in the procedure;

(5) that in the event of cancellation of the registry, the assignee shall not be entitled to compensation for any improvements he/she may have made on the land,

(6) that the cost of survey and demarcation shall be recovered from the assignee at the following rates:—

(i) Survey charges at..................................

(ii) Demarcation charges at...............................

(7) that the assignee shall be liable for the payment of the full assessment charged on the land with effect from the year in which the patta is issued, the liability for land revenue or any tax or fee levied in lieu thereof shall arise from the year in which patta is issued and any difference in the tax consequent on the change in extent after survey and demarcation, shall be adjusted to future land revenue or any tax or fee levied in lieu thereof due from the assignee if it is in excess of the tax due or be collected from the assignee straightaway if it is less than the tax due;

(8) that the assignee shall be liable to pay land value at the rate prescribed in rule 14 of the Kannan Devan Hills (Reservation and Assignment of Vested Lands) Rules, 1977;

(9) that the assignee shall, if so directed by the assigning authority become a member of a co-operative joint farming society or other co-operative society already registered or to be registered under the Co-operative Societies Act for the time being in force and shall not withdraw from the membership of that society except with the previous approval of the Government or any officer authorised by the Government in this behalf;

(10) that the land shall be subject to all local taxes and local rates payable by law or custom;

(11) the assignee shall also be liable to pay the value of trees if any as specified in the Kannan Devan Hills (Reservation and Assignment of Vested Lands) Rules, 1977;

(12) that, if the assignee does not remit the land value, tree value, assessment, etc., within 30 days from the date of sanctioning registry or as otherwise directed by the Tahsildar, the registry shall be cancelled, the occupants evicted, the land resumed and reassigned to other eligible families;

(13) that the existing and customary rights of Government and the public in roads and paths and rivers, streams and channels, running through or bounding the land, and the right of Government in mines and quarries adjacent to the said land are reserved and are no way affected by the grant.

2. The assignee shall be bound by the Kannan Devan Hills (Reservation and Assignment of Vested Lands) Rules, 1977 as amended from time to time.

SCHEDULE OF LAND

District	*Taluk*	*Village*	*Sy. No.*	*Extent A. C. (Hectares)*	*Boundaries (Areas)*	*Assessment payable on (Land Revenue)*
(1)	(2)	(3)	(4)	(5)	(6)	(7)

Survey and Demarcation charges Rs.	*Tree value* Rs.	*Areas due as per rule 10(3) of the rules* Rs.	*Total amount* Rs.
(8)	(9)	(10)	(11)

Place:

Date:

Signature and designation of the Assigning Authority.

DECLARATION

I declare that I shall hold the grant subject to the conditions specified above and shall abide by the rules which are now in force or may hereafter be issued by Government in regard to registry of lands.

Signature of Assignees.

FORM No. 6

FORM OF PATTA

(*See* Rule 16)

Number

Taluk

Village

Pattadar

The amount of tax as per this patta should be paid to the Village Officer or the Village Assistant according to the Kistbandi mentioned below and receipt obtained therefor.

Station:
Date:

Tahsildar

	Amount Rs.	Ps.
Kist		

1. Survey Number
2. Sub division Number
3. Wet or dry
4. Area — Acre (Hectares) Cent (Ares)
5. Tax.

Note:—The extent is subject to survey and demarcation.

DECLARATION

I declare that I shall bind myself to the conditions specified below:

Assignee

CONDITIONS

1. The full right over all the trees within the grant and specified in the schedule vests in the Government subject to rule 18 of the Kannan Devan Hills (Reservation and Assignment of Vested Lands) Rules, 1977 and the assignee is bound to take care of all such trees standing on the land at the time of assignment or that may come into existence subsequent to it.

2. The assignee is bound to afford all facilities to the officers of Government in the matter of inspecting the land periodically for checking the trees referred to in condition (1) above and removing them, if necessary.

3. Except as provided in sub-rule (2) and (3) of rule 7 alienation of land is strictly prohibited for a period of 12 years from the date of assignment. In the event of such alienation, it will be open to the Government to resume the land without payment of any compensation.

4. All established rights of way and other easement rights shall be respected by the assignee.

5. The land revenue or any tax or fee levied in lieu thereof on the land will be liable to revision.

6. In the case of concessional grant to members of Scheduled Castes or Tribes if the land is at any time brought to sale under the Revenue Recovery Act for the time being in force for arrears of revenue due from the grantee, no fresh grants of land will be made to the grantee under the concessional terms.

SCHEDULE

Name of trees	No.	Other particulars
(1) Teak		
(2) Black wood		
(3) Ebony		
(4) Sandalwood		
(5) Other reserved trees if any (to be specified).		

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